

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

DONALD And MARY THORNTON,

Plaintiffs,

vs.

ROLLIN VAUGHN SOWARDS; And
PROGRESSIVE INSURANCE CO.,

Defendants.

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CASE NO.:2:06-CV-1072-MHT

NOTICE OF AGREEMENT TO PLANNING REPORT

COMES NOW Defendant Progressive Insurance Company, the underinsured motorist carrier for this case, by and through the undersigned attorney, and gives notice to the Court that it agrees to the planning report filed by Plaintiffs and the co-defendant on January 3, 2007. The undersigned attorney previously advised the other attorneys of his agreement to the dates selected by them in the report, but the report filed by them on January 3, did not indicate agreement by this Defendant. This Defendant adopts those dates and agrees to all dates therein.

/s/Alex L. Holtsford, Jr.
ALEX L. HOLTSFORD, JR. (HOLO48)
Attorney For Defendant Progressive Specialty
Insurance Company

OF COUNSEL:

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CERTIFICATE OF SERVICE

I hereby certify that I have this day mailed, postage prepaid, an exact copy of the foregoing document to:

Richard E. Crum

COBB, SHEALY, CRUM, DERRICK

& PIKE, P.A.

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Dothan, Alabama 36302-6346

William B. Alverson, Jr.

ALBRITTONS, CLIFTON, ALVERSON

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This the 4th day of January, 2007.

/s/ Alex L. Holtsford, Jr.

OF COUNSEL